

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
(Case No. 02-333-A)

PATENT

In re Application of: Yagi et al. )  
Serial No.: Unassigned ) Before the Examiner: Unassigned  
Filed: November 13, 2003 ) Group Art Unit: Unassigned  
For: A Continuous-Read Assay for )  
the Detection of De Novo HCV )  
RNA Polymerase Activity )

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**STATEMENT UNDER 37 C.F.R. § 1.821(f)**

The undersigned representative hereby declares that the content of the paper and computer readable copies of the Sequence Listing, submitted in the above-identified application in accordance with 37 C.F.R. §§ 1.821(c) and (e), respectively, are identical, and further, that the submission of the paper and computer readable copies of the Sequence Listing adds no new matter. The 3.5" diskette contains an IBM compatible dos-text file of the sequence listing named "02333Aseq.txt." Consideration and entry of this Statement and attachments are respectfully requested.

Respectfully submitted,  
**McDonnell Boehnen Hulbert & Berghoff**

Dated: November 13, 2003

By: Donald Zuhn  
Donald Zuhn, Ph.D.  
Reg. No. 48,710